

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

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MAURICIO MUÑOZ,

Plaintiff,  
-v-

9:11-CV-0111  
(DNH/TWD)

PAUL MONPETIT; M. PUTNEY; and CALVIN  
RABSATT,

Defendants.

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APPEARANCES:

MAURICIO MUÑOZ  
Plaintiff pro se  
Bayside State Prison  
4293 Route 47  
P.O. Box F1  
Leesburg, NJ 08327

HON. ERIC T. SCHNEIDERMAN  
Attorney General for the State of New York  
Attorneys for Defendants  
The Capitol  
Albany, NY 12224

DAVID N. HURD  
United States District Judge

OF COUNSEL:

LAURA A. SPRAGUE, ESQ.  
Ass't Attorney General

**DECISION and ORDER**

Plaintiff brought this action pursuant to 42 U.S.C. § 1983. On February 28, 2013, the Honorable Thérèse Wiley Dancks, United States Magistrate Judge, advised, by Report-Recommendation, that defendants' pre-answer motion for summary judgment be granted and the action be dismissed with prejudice. No objections to the Report-Recommendation

were filed.

Based upon a careful review of the entire file and the recommendations of the Magistrate Judge, the Report-Recommendation is accepted in whole. See 28 U.S.C. § 636(b)(1).

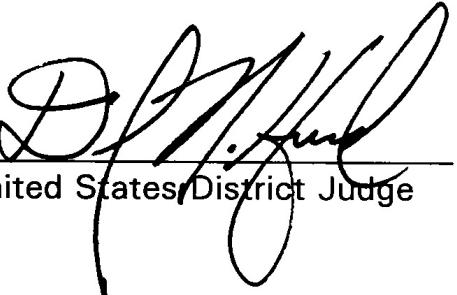
Therefore it is

ORDERED that

Defendants' motion for summary judgment is GRANTED and the action is DISMISSED with prejudice.

The Clerk is directed to close the file.

IT IS SO ORDERED.



United States District Judge

Dated: April 8, 2013  
Utica, New York.